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STATE OF CONNECTICUT  
BOARD OF EXAMINERS FOR NURSING

IN RE:

SHARON ANN SCHMID, L.P.N.  
c/o Jonathan E. Silbert, Esquire  
Garrison, Kahn, Crane & Silbert  
405 Orange Street  
New Haven, Connecticut 06511

MEMORANDUM OF DECISION

The Board of Examiners for Nursing was presented by the Department of Health Services with a Notice of Hearing and Complaint dated October 10, 1980.

The Statement of Charges alleged violations of certain provisions of Chapter 378, Conn. Gen. Stat. The Notice of Hearing provided that the hearing would take place on October 28, 1980 at 9:00 a.m., in the Department of Health Services at 79 Elm Street, Hartford, Connecticut. The hearing was subsequently held on November 12, 1980 at 9:00 a.m.

Each member of the Board of Examiners for Nursing involved in this decision attests that he/she has reviewed the record, and that this decision is based entirely on the record.

FACT

1. Sharon Ann Schmid, L.P.N., the respondent, was licensed to practice nursing as a licensed practical nurse in Connecticut, with registration number 13706.

2. Pursuant to Conn. Gen. Stat. § 4-182(c), the respondent was provided a full opportunity prior to the institution of agency action to show compliance with all the terms for the retention of her license.

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3. The respondent diverted quantities of talwin to her own use while working at Ferry Point Convalescent Home on or about January 2 and 3, 1980.

4. The activity referenced in paragraph 3, supra, was discovered by drug control agents Herbert C. Strickland, Jr. and John F. Whalen during an investigation which took place in December 1979 and January 1980.

#### DISCUSSION

5. Section 20-99, Conn. Gen. Stat., provides that the Board of Examiners for Nursing may revoke or suspend the license of any person licensed to practice nursing for:

"...(b)(2) incompetence or habitual negligence in carrying out usual nursing functions;  
...(5) abuse or excessive use of drugs, including alcohol, narcotics or chemicals;..."

6. The inescapable conclusion to draw from the above facts is that the respondent has violated the provisions of § 20-99.

#### ORDER

7. It is the unanimous decision of the Board of Examiners for Nursing that:

a.) The license of the respondent, Sharon Ann Schmid, be suspended until April 1, 1983 commencing January 15, 1981, (approximately 27 months); and

b.) The license of the respondent be restored at the end of the 27 months suspension on the condition that the respondent submit a report from a drug counsellor that she has no drug dependency.

8. The Board of Examiners for Nursing herewith advises the Department of Health Services of the State of Connecticut of this decision and directs that the certificate of registration license of Sharon Ann Schmid be suspended in accordance herewith.

Dated at *Hartford*, Connecticut, this *8<sup>th</sup>* day  
of *Jan*, 198*4*.

BOARD OF EXAMINERS FOR NURSING

BY:

*15 / B. J. Murphy*  
Bette Jane Murphy, R.N.  
Chairperson